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U.S. District Court Eastern District of New York (Central Islip) CIVIL DOCKET FOR CASE #: 2:19-cv-00933-WFK-RER

Robbins Geller Rudman & Dowd LLP v. United States Securities and

Exchange Commission

Assigned to: Judge William F. Kuntz, II

Referred to: Magistrate Judge Ramon E. Reyes, Jr

Cause: 05:552 Freedom of Information Act

Date Filed: 02/15/2019 Jury Demand: None

Nature of Suit: 895 Freedom of Information Act Jurisdiction: U.S. Government Defendant

Plaintiff

Robbins Geller Rudman & Dowd LLP

represented by Evan Jay Kaufman

Robbins Geller Rudman & Dowd LLP 58 South Service Road Suite 200 Melville, NY 11747 (631) 367-7100 ext. 233 Fax: (631) 367-1173/1174 Email: ekaufman@rgrdlaw.com LEAD ATTORNEY

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Defendant

United States Securities and Exchange Commission

represented by Kathleen Anne Mahoney

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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/15/2019	1	COMPLAINT FOR INJUNCTIVE RELIEF against United States Securities and Exchange Commission filing fee \$ 400, receipt number ANYEDC-11206203 Was the Disclosure Statement on Civil Cover Sheet completed -Yes,, filed by Robbins Geller Rudman & Dowd LLP. (Attachments: # 1 Civil Cover Sheet, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 5) (Capeci, Michael) (Entered: 02/15/2019)
02/15/2019	2	Proposed Summons. Re 1 Complaint, by Robbins Geller Rudman & Dowd LLP (Capeci, Michael) (Entered: 02/15/2019)
02/19/2019	3	This attorney case opening filing has been checked for quality control. See the attachment for corrections that were made. (Flanagan, Doreen) (Entered: 02/19/2019)
02/19/2019		Case Assigned to Judge Joseph F. Bianco and Magistrate Judge Arlene R. Lindsay. Please download and review the Individual Practices of the assigned Judges, located on our website. Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. (Flanagan, Doreen) (Entered: 02/19/2019)
02/19/2019	4	In accordance with Rule 73 of the Federal Rules of Civil Procedure and Local Rule 73.1, the parties are notified that <i>if</i> all parties consent a United States magistrate judge of this court is available to conduct all proceedings in this civil action including a (jury or nonjury) trial and to order the entry of a final judgment. Attached to the Notice is a blank copy of the consent form that should be filled out, signed and filed electronically only if all parties wish to consent. The form may also be accessed at the following link: http://www.uscourts.gov/uscourts/FormsAndFees/Forms/AO085.pdf . You may withhold your consent without adverse substantive consequences. Do NOT return or file the consent unless all parties have signed the consent. (Flanagan, Doreen) (Entered: 02/19/2019)
02/19/2019	<u>5</u>	Summons Issued as to United States Securities and Exchange Commission, U.S. Attorney and U.S. Attorney General (Flanagan, Doreen) (Entered: 02/19/2019)
02/20/2019	<u>6</u>	AFFIDAVIT of Service for Summons and Complaint served on United States Attorney General Letitia James & United States Attorney for the Eastern District of New York, Richard P. Donoghue on February 19, 2019, filed by Robbins Geller Rudman & Dowd LLP. (Capeci, Michael) (Entered: 02/20/2019)
02/20/2019	7	SUMMONS Returned Executed by Robbins Geller Rudman & Dowd LLP. United States Securities and Exchange Commission served on 2/19/2019, answer due 3/12/2019. (Capeci, Michael) (Entered 02/20/2019)

03/08/2019		Case randomly reassigned to Judge William F. Kuntz, II and Magistrate Judge Ramon E. Reyes, Jr. Judge Joseph F. Bianco, Magistrate Judge Arlene R. Lindsay no longer assigned to the case. Please download and review the Individual Practices of the assigned Judges, located on our website. Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. (Florio, Lisa) (Entered: 03/08/2019)
03/08/2019	8	In accordance with Rule 73 of the Federal Rules of Civil Procedure and Local Rule 73.1, the parties are notified that <i>if</i> all parties consent a United States magistrate judge of this court is available to conduct all proceedings in this civil action including a (jury or nonjury) trial and to order the entry of a final judgment. Attached to the Notice is a blank copy of the consent form that should be filled out, signed and filed electronically only if all parties wish to consent. The form may also be accessed at the following link: http://www.uscourts.gov/uscourts/FormsAndFees/Forms/AO085.pdf . You may withhold your consent without adverse substantive consequences. Do NOT return or file the consent unless all parties have signed the consent. (Florio, Lisa) (Entered: 03/08/2019)
03/22/2019	9	ANSWER to 1 Complaint, by United States Securities and Exchange Commission. (Lipari, Vincent) (Entered: 03/22/2019)
03/22/2019	10	SCHEDULING ORDER: Initial Conference set for 4/17/2019 at 11:30 AM in Courtroom 2E North before Magistrate Judge Ramon E. Reyes, Jr., in Courtroom 2E North located in the United States Eastern District of New York Courthouse, 225 Cadman Plaza East, Brooklyn, New York 11201. All counsel are required to attend, and plaintiff's counsel is directed to ensure that all counsel are aware of their obligation to appear. Any requests for adjournment must be made at least forty-eight (48) hours before the scheduled conference. Prior to the conference, the parties are to comply with the requirements of Rule 26(f) of the Fed. R. Civ. P. (See attached blank document.) Case Management Statement must be completed and filed on ECF no later than 4/10/2019. Ordered by Magistrate Judge Ramon E. Reyes, Jr., on 3/22/2019. (Several, Emily) (Entered: 03/22/2019)
04/09/2019	11	NOTICE of Appearance by Kathleen Anne Mahoney on behalf of United States Securities and Exchange Commission (aty to be noticed) (Mahoney, Kathleen) (Entered: 04/09/2019)
04/10/2019	12	Letter to Honorable Ramon E. Reyes, Jr. enclosing Defendant's proposed Case Managment Statement by United States Securities and Exchange Commission (Attachments: # 1 Proposed Order) (Mahoney, Kathleen) (Entered: 04/10/2019)
04/10/2019	<u>13</u>	CASE MANAGEMENT STATEMENT on behalf of Plaintiff (Rudman, Samuel) (Entered: 04/10/2019)
04/10/2019	14	Letter to Honorable Ramon E. Reyes, Jr. re: explanation why Plaintiff and Defendant have each submitted their own Case Management Plans by Robbins Geller Rudman & Dowd LLP (Rudman, Samuel) (Entered: 04/10/2019)
04/17/2019		Minute Entry for proceedings held before Magistrate Judge Ramon E. Reyes, Jr.: Initial Conference Hearing held on 4/17/2019. Appearances: Michael G. Capeci, Esq. and Evan Jay Kaufman, Esq., for Plaintiff; Kathleen Anne Mahoney, Esq., for Defendant. Paralegal from the U.S. Attorney's Office also present. Discussions held. Plaintiff's request for a discovery schedule is denied pending Defendant's anticipated motion for summary judgment. Defendant is directed to file a letter by 4/24/2019 informing the Court whether it consents to Judge Reyes's jurisdiction. If Defendant chooses to consent, the letter should also include a briefing schedule for the anticipated motion for summary judgment. (FTR Log #11:38:05-12:07:27.) (Several, Emily) (Entered: 04/17/2019)